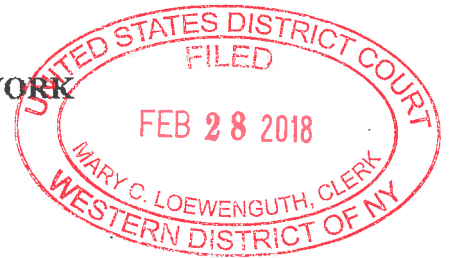


UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK



TOM WINTERS,  
Plaintiff

vs.

STIPULATION OF  
DISCONTINUANCE

6:14-CV-06435-FPG/JWF

CASELLA WASTE SYSTEM, INC.,  
individually and in its Capacity as Fiduciary  
and Plan Administrator of the CASELLA  
WASTE SYSTEM, INC. EMPLOYEE  
BENEFIT PLAN and CASELLA WASTE  
MANAGEMENT OF N.Y., INC., CHARLES E.  
SCHIMMEL, SR., SCHIMMEL & SONS  
BUILDING & MAINTENANCE  
Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for the respective parties in the above entitled action that, whereas the above matter has been settled by the Tom Winters and Charles E. Schimmel, Sr., Schimmel and Sons Building and Maintenance, Charles E. Schimmel, Jr., and Jacob F. Schimmel "hereafter "Schimmel Defendants," and whereas no party is an infant or incompetent person for whom a committee or conservator has been appointed, and no person not a party has an interest in the subject matter of the action, the said action be and the same hereby is discontinued as to the Schimmel Defendants with prejudice, without further costs to be assessed or any claims or rights to be asserted against the other relating to or arising from any matter pertaining this litigation.

Dated: February 25, 2018

**SHENKAN INJURY LAWYERS, LLC**

By: 

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**BARCLAY DAMON, LLP.**

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Attorneys for Charles E. Schimmel, Sr.

Schimmel and Sons Building & Maintenance,

Charles E. Schimmel, Jr., and Jacob F.

Schimmel

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So Ordered: 

USDC

Frank P. O'Connell, Jr. Chief USDC